

shall be provided to the Commission as to why it cannot be provided.

(h) In case of a dispute with respect to designation or recognition of a TCB and the testing or certification of products by a TCB, the Commission will be the final arbiter. Manufacturers and designated TCBs will be afforded at least 30 days to comment before a decision is reached. In the case of a TCB designated or recognized, or a product certified pursuant to an effective bilateral or multilateral mutual recognition agreement or arrangement (MRA) to which the United States is a party, the Commission may limit or withdraw its recognition of a TCB designated by an MRA party and revoke the certification of products using testing or certification provided by such a TCB. The Commission shall consult with the Office of the United States Trade Representative (USTR), as necessary, concerning any disputes arising under an MRA for compliance with under the Telecommunications Trade Act of 1988 (Section 1371-1382 of the Omnibus Trade and Competitiveness Act of 1988).

[64 FR 4998, Feb. 2, 1999]

Subpart C—Registration Procedures

§ 68.200 Application for equipment registration.

An original and one copy of an application for registration of terminal equipment and protective circuitry shall be submitted on FCC Form 730 to the Federal Communications Commission, Washington, DC 20554 (Applications requiring fees as set forth at part 1, subpart G of this chapter must be filed in accordance with §0.401(b) of the rules). An application for original approval of an equipment type directly connected to the network on May 1, 1976, may be submitted as a short form application (unless the Commission specifically requests the filing of complete information). All other applications shall have all questions answered and include the following information:

(a) Identification, technical description and purpose of the equipment for which registration is sought.

(b) The means, if any, employed to limit signal power into interface.

(c) A description of all circuitry employed in assuring compliance with this part 68 including the following:

(1) Specifications, including voltage or current ratings of all circuit elements whether active or passive, in that part of the equipment or circuitry which ensures compliance with subpart D of this part.

(2) A circuit diagram containing the complete circuit of that part of the equipment or circuitry which ensures compliance with subpart D of this part. If this portion of the device is subject to factory or field adjustment by the applicant or an agent thereof, instructions for these adjustments shall be included. In addition, if the equipment or circuitry is designed to operate from power supplied by electric utility lines, the circuit diagram shall also include that portion of the device connected to such lines, including the power supply to the internal circuitry, and whatever means are employed to isolate such utility lines from the internal circuitry.

(3) If a service manual is submitted, and any of these items are covered therein, it will be sufficient to list the pages in the manual on which the information specified in the item(s) appear.

(d) A statement that the terminal equipment or protective circuitry complies with and will continue to comply with the rules and regulations in subpart D of this part, accompanied by such test results, description of test procedures, analyses, evaluations, quality control standards and quality assurance standards as are necessary to demonstrate that such terminal equipment or protective circuitry complies with and will continue to comply with all the applicable rules and regulations in subpart D of this part. The Common Carrier Bureau will publish a Registration Application Guide referencing acceptable test procedures; but other test methods may be employed provided they are fully described in the application and are found acceptable by the Commission.

(e) A photograph, sample or drawing of the equipment label showing the information to be placed thereon.

(f) Photographs, of size A4 (12.0 cm x 29.7 cm) or 8 x 10 inches (20.3 cm x 25.4

cm) of the equipment of sufficient clarity to reveal equipment construction and layout and labels for controls, with sufficient views of the internal construction to define component placement and chassis assembly. Photographs smaller than A4 (21.0 cm x 29.7 cm) or 8 x 10 inches (20.3 cm x 25.4 cm) will be acceptable if mounted on paper A4 (21.0 cm x 29.7 cm) or 8 x 10 inches (20.3 cm x 25.4 cm) and of sufficient clarity for the purpose. Insofar as these requirements are met by photographs or drawings contained in service manual or instruction manual included with the application, additional photographs are required only to complete the required showing.

(g) If the device covered by the application is designed to operate in conjunction with other equipment, the characteristics of which can affect compliance of the device covered by the application with subpart D of this part, then such other equipment must also be registered. If such other equipment already is registered, then the FCC Registration Number(s) must be supplied.

(h) Electrically transparent adapters, extension cords, line-transfer switches and cross-connect panels need not be registered provided they meet the requirements of § 68.304(a) and the temperature-humidity requirements of § 68.302(b). Descriptive installation procedures for cross-connect panels (where used) must be provided in equipment registration applications. Additional requirements include:

(1) An extension cord must consist of a male connector and a female connector and wiring between them which is no longer than 7.6 meters (25 feet).

(2) Transfer switches must be manually operated, not use relays, and be wired in a balanced tip and ring configurations. Switch wiring must be “fully protected” wiring, no longer than 7.6 meters (25 feet).

(i) Any application for registration or modification of the registration of a telephone, filed on or after March 1, 1984, shall state whether the handset complies with § 68.316 of these rules (defining hearing aid compatibility), or state that it does not comply with that section. A telephone handset which complies with § 68.316 shall be deemed a

“hearing aid-compatible telephone” for purposes of § 68.4.

(j) Terminal equipment having the following lead connections to standard jacks or adapters are subject to the following compliance tests:

(1) *Make-busy leads*: The MB and MB1 leads shall be considered telephone connections and comply with the requirements of §§ 68.304 and 68.306 when isolated from tip and ring. When the corresponding telephone line is of the loop-start type the tip and ring leads shall comply with all part 68 rules when the MB and MB1 leads are bridged to the tip and ring connections.

(2) *Continuity leads*: Leakage current limitations shall be met as specified in § 68.304. The design of the terminal equipment shall assure that the open circuit dc voltage to ground shall not exceed 18 volts; the dc current in a short circuit across CY1 and CY2 shall not exceed 10 milliamperes; and any ac voltage to ground appearing on the continuity leads from sources in the terminal equipment shall not exceed 5 volts peak. The leads, CY1 and CY2, shall be treated as telephone connections for the purpose of hazardous voltage limitation tests and are only required to comply with § 68.304, 68.306(a) and (b)(1). Terminal equipment furnished with CY1 and CY2 leads shall comply with the criteria of § 68.308 and 68.314 with a short circuit across the CY1 and CY2 leads.

(3) Specialty adapters need only be evaluated for compliance with §§ 68.304 and 68.310 under the conditions specified in § 68.310. Resistors used for setting signal power levels must meet the requirements of § 68.502(e). Specialty adapters may be labelled, “FCC Reg. No. XXX”. (The proper number should be included.) The other information required by §§ 68.300 need not be provided.

(4) Data jack programmed resistor leads (PR and PC): See § 68.502(e). Leakage current limitations shall be met as specified in § 68.304. PR and PC will be treated as telephone connections for the purpose of hazardous voltage limitation tests and are only required to comply with § 68.306(a) and (b)(1). Equipment furnished with PR and PC leads shall comply with the criteria of

Federal Communications Commission

§ 68.211

§§ 68.308 and 68.314 for all permitted values of the programming resistor specified in § 68.502(e).

(k) Any application for registration of a cordless telephone operating under the provisions of part 15 of this chapter shall be accompanied by a statement indicating that the device contains appropriate provision for protection of the public switched telephone network, pursuant to the requirements in § 15.214 of this chapter.

[41 FR 8048, Feb. 24, 1976, as amended at 42 FR 32244, June 24, 1977; 49 FR 1363, Jan. 11, 1984; 49 FR 48720, Dec. 14, 1984; 51 FR 944, Jan. 9, 1986; 51 FR 12616, Apr. 14, 1986; 52 FR 10231, Mar. 31, 1987; 56 FR 3785, Jan. 31, 1991; 58 FR 44907, Aug. 25, 1993; 61 FR 42392, Aug. 15, 1996]

§ 68.202 Public notice.

(a) The Commission will issue public notices of the filing of applications for equipment registrations and the grants thereof. No grant will issue before five days from the date of the public notice of the filing of the application.

(b) The Commission will maintain lists of equipment for which it has granted registration and for which it has revoked registration.

[41 FR 8049, Feb. 24, 1976, as amended at 50 FR 47548, Nov. 19, 1985]

§ 68.204 Comments and replies.

Comments may be filed as to any application for equipment registration within five days of the date of the public notice of its filing. Replies to such comments may be filed within five days of the filing of such comments. All comments must be served on all parties filing comments. An original and three copies of all comments and replies must be filed.

[50 FR 47548, Nov. 19, 1985]

§ 68.206 Grant of application.

(a) The Commission will grant an application for equipment registration if it finds from an examination of such application and other matter which it may officially notice, that the equipment will comply with the rules and regulations in subpart D of this part, or that such grant will otherwise serve the public interest.

(b) Grants will be made in writing showing the effective date of the grant

and any special condition(s) attaching to the grant.

(c) Equipment registration shall not attach to any equipment, nor shall any equipment registration be deemed effective, until the application has been granted.

§ 68.208 Dismissal and return of application.

(a) An application which is not filed in accordance with the requirements of this part or which is defective with respect to completeness of answers to questions, execution or other matters of a formal character, may not be accepted for filing by the Commission and may be returned as unacceptable for filing unless accompanied by a fully supported request for waiver.

(b) Any application, upon written request, may be dismissed prior to a determination granting or denying the equipment registration requested.

(c) If an applicant is requested by the Commission to furnish any additional documents, information or equipment not specifically required by this subpart, a failure to comply with the request within the time, if any, specified by the Commission will result in the dismissal of such application.

[40 FR 53023, Nov. 14, 1975, as amended at 41 FR 8049, Feb. 24, 1976; 61 FR 42392, Aug. 15, 1996]

§ 68.210 Denial of application.

If the Commission is unable to make the findings specified in § 68.206 it will deny the application. Notification of the denial will include a statement of the reasons for the denial.

§ 68.211 Registration revocation procedures.

(a) *Cause for revocation.* The Commission may revoke the Part 68 registration of a registrant:

(1) Who has obtained the equipment registration by misrepresentation;

(2) Whose registered equipment is shown to cause harm to the network;

(3) Who willfully or repeatedly fails to comply with the terms and conditions of its Part 68 registration; or

(4) Who willfully or repeatedly fails to comply with any rule, regulation or order issued by the Commission under